

Amendments to the Drawings:

Please replace the original FIGS. 1 and 2 with the enclosed REPLACEMENT SHEET with corrected FIGS. 1 and 2.

REMARKS

In addition to the Amendment Accompanying the RCE filed on June 28, 2010, please further amend the application as indicated in this Supplemental Amendment prior to examination. Favorable consideration of the present application is respectfully requested.

The drawings have been amended, as required by the Examiner, to more clearly show the illustrative broken line used to indicate height in FIG. 1 and the illustrative broken line in FIG. 2 over reference number 3 is to illustrate the level of the distended foil panel 1 with the top of the can top. Regarding the slight difference in the position of the bottom reference line for angles α and β in FIGS. 1 and 2, it does not matter, since the angle measurements are the same.

Regarding the Examiner's question in the September 8, 2010 telephone interview about how the seal surface angle is reformed, one method, although not the only method, is to press a metal upper reform tool with a rubber insert against the angular component and foil panel to reduce the seal surface to a shallower angle.

Claims 6, 7 and 16-19 are currently pending in the application. Applicant has amended Claims 6 and 16. Claims 1-5 and 8-15 have previously been canceled. The Amendment is believed to place all of the pending claims in condition for allowance.

Claims 6, 7 and 16-19 stand rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,725,120 to Ramsey et al. ("Ramsey") as applied to Claims 1, 6 and 7 above, and further in view of U.S. Patent Application Pub No. 2002/0050493 to Ball et al. ("Ball").

Regarding Claim 6, Claim 6 now recites, *inter alia*:

“reforming the seal surface to a shallower angle than the initial angle of the seal surface down to and including 0° after the processing step.”

In addition to the reasons provided in the Amendment filed on June 28, 2010, as the Examiner admits, Ramsey does not teach or suggest “reforming the seal surface to a shallower angle than the initial angle of the seal surface down to and including 0° after the processing step”, as recited in Claim 6.” Likewise, Ball fails to teach or suggest “reforming the seal surface to a shallower angle than the initial angle of the seal surface down to and including 0° after the processing step”, as recited in Claim 6.

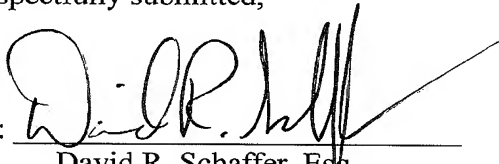
Therefore, Ramsey and Ball, either alone or in combination fail to disclose “reforming the seal surface to a shallower angle than the initial angle of the seal surface down to and including 0° after the processing step”, as recited in Claim 6. Accordingly, the Examiner is respectfully requested to formally withdraw the section 103 rejection of Claims 6 and 7.

Regarding Claim 16, Claim 16 uses similar terminology to Claim 6, by reciting: “reducing the seal surface angle to a shallower angle than the initial angle of the seal surface after the processing step.” Contrary to the Examiner’s assertion, Ramsey does not teach or suggest “reducing the seal surface angle to a shallower angle than the initial angle of the seal surface after the processing step.” Therefore, the same arguments used in support of the non-obviousness of Claim 6 also apply to Claim 16 and dependent Claims 17-19 that depend therefrom. Accordingly, Applicant believes that Claims 16-19 also patentably distinguish over Ramsey and Ball and requests that the Examiner formally withdraw the rejection of Claims 16-19 and issue a Notice of Allowance for all of the currently pending claims.

Should the Examiner believe that any further action is necessary to place this application in better form for allowance, the Examiner's attention is drawn to the concurrently filed Applicant Initiated Interview Request Form, and is invited to contact Applicant's representative at the telephone number listed below to schedule an Interview.

The Commissioner is hereby authorized to charge to Deposit Account No. 50-1165 (T4515-16168US01) any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper and to credit any overpayment to that Account. If any extension of time is required in connection with the filing of this paper and has not been separately requested, such extension is hereby requested.

Respectfully submitted,

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